

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

APPEAL NO.118 OF 2006
IN
NOTICE OF MOTION NO.35 OF 2006
IN
SUIT NO.628 OF 2005

B.B.Shetty

Appellant

vs.

Devanshu P. Vaidya & ors.

Respondents

Mr.D.D.Madon, Senior Advocate i/b.M/s.Mulla & Mulla for
the appellant.

CORAM : R.M. LODHA &
ANOOP V. MOHTA, JJ.

DATED : 28th February 2006

P.C.

Heard Mr.D.D.Madon, the learned senior counsel for
the appellant.

2. Having considered the available material, we are of
the view that the impugned order does not call for any
interference. However, in our view, the two notices of
motions being Notice of Motion Nos.702/2005 and 35/2006
deserve to be heard at an early date.

3. We, accordingly, request the learned motion Judge to
hear and decide both the notices of motion as early as

possible. Liberty is granted to the appellant to apply to the learned motion Judge for fixing the date of hearing of the aforesaid two notices of motion.

(R. M. LODHA, J.)

(ANOOP V. MOHTA, J.)